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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/827,225	04/20/2004	Scott C. Bender		2914
7590 Scott Bender, DVM P.O. Box 2204 Chinle, AZ 86503		11/07/2008	EXAMINER PACKARD, BENJAMIN J	
			ART UNIT 1612	PAPER NUMBER PAPER
		MAIL DATE 11/07/2008	DELIVERY MODE PAPER	

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10827225	4/20/2004	BENDER, SCOTT C.	

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EXAMINER

Benjamin Packard

ART UNIT	PAPER
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1612 20081105

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

The reply filed on 04/25/2008 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): The response failed to elect an invention to examine.

PLEASE RESPOND BY SELECTING EITHER (1) GROUP I, DIRECTED TO THE EYE DROP COMPOSITION, OR (2) GROUP II, DIRECTED TO THE METHOD OF USING HISTAMINE CONTAINING EYE DROPS TO IDENTIFY LYMPHOID TISSUE TO BE EXAMINED.

See 37 CFR 1.111. Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Benjamin Packard whose telephone number is 571-270-3440. The examiner can normally be reached on M-R 8-5 EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Frederick Krass can be reached on 571-272-0580. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300..

/Frederick Krass/
Supervisory Patent Examiner, Art Unit 1612

/Benjamin Packard/
Examiner, Art Unit 1612